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OK to  
EASER  
3/15/04  
JJA

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FEB 26 2004

BY TELEFAX TO:  
(703) 872-9306  
=====

OFFICIAL

EXPEDITED PROCEDURE  
RESPONSE UNDER 37 CFR 1.116  
EXAMINING GROUP: 3700  
BOX AF

DOCKET NO.: 4278/PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF THE APPLICATION FOR PATENT

OF: Oliver ROEHE et al.

| ART UNIT: 3738

USSN: 10/049,703

| EX.: S. J. Jackson

FILED: February 14, 2002

| CONF. NO.: 7588

FOR: Method and Device for Inserting  
Implants Into Human Organs

MS AF  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

February 26, 2004

RESPONSE TO THE FINAL OFFICE ACTION OF JANUARY 21, 2004,  
INCLUDING AN ATTACHED COVER SHEET WITH CERTIFICATE OF TELEFAX  
TRANSMISSION

Dear Sir:

3/15/2004 DBROOKS 00000002-500507 This response should receive expedited handling, because it is  
being filed within TWO MONTHS after the mailing date of the Final  
Office Action.

Please amend the above identified application as follows.

4278/WFF:ar  
Adjustment date: 08/04/2004 EEKUBAY1  
03/15/2004 DBROOKS 00000002-500507 10049203  
01 FC:1252 410.00 CR

- 1 -

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## FASSE PATENT ATTORNEYS, P.A.

58-G MAIN ROAD NORTH, P.O. BOX 728  
HAMPDEN, MAINE 04444-0728 U.S.A.TELEPHONE: 207-862-4671  
TELEFAX: 207-862-4681

WALTER F. FASSE

WOLFGANG G. FASSE  
Of Counsel

DATE: 4/27/04 + 6/28/04

REFUND BRANCH, OFFICE OF FINANCE  
DIRECTOR OF THE USPTO  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450BY TELEFAX:  
703-308-5077

+ 703-308-6778

**DEPOSIT ACCOUNT REFUND REQUEST**

Dear Sir:

Please credit a Refund to our Deposit Account as follows.

Deposit Account: 50-0507

Amount of Charge: \$410.00

Amount to be Refunded: \$410.00

Fee Code: 1252

Date of Charge: 3/15/04

Date of Statement: 3/31/04

Control No. of Charge: 2

Description: 10/049,703  
(App, Pat, TM or Order No.)

Attorney Docket No.: 4278

Reason for Refund: ☒ Improper unauthorized charge by USPTO  
☐ Wrong amount charged by USPTO  
☐

Explanation:

- No Term Extension was required.
- On 2/26/04 we filed a Response to the Final Office Action of 1/24/04.
- On 7/22/03 we filed a Response to the Office Action of 4/22/03, and we received the USPTO's Telefax receipt confirmation. That Response was lost in the USPTO, and resubmitted on 9/30/03 with proof of the original timely filing with certificate of telefax transmission.

Sincerely,

Walter F. Fasse  
USPTO Reg. No. 36132

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